

SHANGHAI MUNICIPAL POLICE  
S. B. REGISTRY.

No. D 3487  
Date 3 1 35

## HONGKONG JOURNAL LOSES ACTION

### \$5,000 Damages Awarded to Master Mariner

Hongkong, May 30.  
General damages of \$5,000 was awarded this morning by the Supreme Court to Mr. Robert Cuthbert, a retired master mariner of Holhow, in a libel action brought against the "South China Morning Post," Mr. Ben Wylie, manager of the paper, and a third defendant, Mr. James MacPartland.

Plaintiff sought \$25,000 damages, alleging that Mr. MacPartland was the author of a letter printed and published in the "South China Morning Post," which was understood to mean that plaintiff had fraudulently obtained monies for the avowed purpose of developing a mine which he had falsely alleged to be rich in high-grade ore.

It was stated in court that defendants had offered a full retraction, published an apology and offered to pay plaintiff the sum of \$5,000 as damages. Mr. Cuthbert, however, had declined to accept this in settlement.

Justice A. MacGregor, summing up the evidence, considered that \$5,000 was a fair recompence for any damage that plaintiff might have suffered, and gave judgment accordingly.—Reuter.

file HK

5261  
S. B. REGISTER  
3487

THE SHANGHAI TIMES, SATURDAY, DECEMBER 24, 1932

**BRITISH SUBJECT'S  
REGISTRATION**

## Chapter Of Accidents With Passport Averred

A verbal notice of appeal was given by Mr. James McPartland in H.M. Police court against a decision of Mr. C. H. Haines finding him guilty on three counts of failing to register himself with the Consulate, for which he was fined \$40. The case was another of the series of recent cases of Britons who had failed to register.

Mr. Victor Priestwood appeared for the Consul under instructions from the Crown Advocate. Defendant was stated to have failed to register for the years 1920, 1931 and 1932. In giving evidence on his own behalf, defendant said: "I never knew until a notice appeared in the North China that I had to register. Immediately it was brought to my attention, I wrote a letter to the Court, which would show that I was not hiding myself or evading the issue.

"At the time, I was not in possession of a passport and, therefore, could not register. When my passport was returned to me in April I think, (I am not quite sure) I raised the question with Mr. Heaney, the Vice-Consul. Later, I informed Mr. Heaney I could not register until my passport was put in order.

"I was then given a form to be filled, certifying that I was a British subject. In course of time, I handed that in with the passport. The passport was endorsed and no registration was granted. I left in July and did not return till August. Since August, the passport has not been in my possession. It is not in my possession now. The Chinese authorities had it. I was refused, in one instance, a registration because the passport was not in order. Mr. Heaney sent for me and asked me to present myself with my passport. I presented myself without my passport and there was no registration again. I was distinctly informed registration was previously without the passport. Mr. Heaney said he would communicate with me regarding the number of years I had not registered. He never did so, and the first I knew of it I got the

98:12:32

SHANGHAI MUNICIPAL POLICE

C. & S. File REGISTRY.

SHANGHAI MUNICIPAL POLICE.

REPORT

N. D. 9487  
H.Q. Crime Branch Station

D. o. 16/12/32  
Date December 4, 1932.

Subject (if full) Enquiries re J. MacPartland

Made by and Forwarded by Supt. Quayle

Sir,

With reference to a message received from the P.A. (C.B.)

I beg to forward the following particulars.

J. MacPartland, British, 60 years of age, arrived in Shanghai from Hongkong in August 1931. He was working in Hongkong in the office of "Baven and Basto" Architects. He is merchant service marine officer by profession. After arrival in Shanghai he opened the "Max Bar" at 531 Avenue Foch on October 5th., 1931, but the place was closed by order of the French Police on June 30th., 1932, on suspicion that it was an ordinary brothel.

Later the Police granted permission to MacPartland to continue the business of Max Bar, but the man refused to continue it and in July 1932 left for Hongkong. He returned to Shanghai on August 23rd., 1932, and stayed in the Royal Hotel till October 7th., 1932 when he removed to No. 2 Chinhai Road.

I am, Sir,

Yours obediently

Ja Quayle

Supt.

D.C. (Crime)

Mr. Heney, P.O. British Consulate no objection of above details.

File.

5/12/32.

See also L.O. 8663

re J. MacPartland.

SHANGHAI MUNICIPAL POLICE.

REPORT

SHANGHAI MUNICIPAL POLICE  
C. & F. B. W. REGISTRY

No. D 3487.

Bubblingwell Station,

Date 26/5/32.

Date May 25, 1932.

Subject (in full) Attached letter (No. 2) re. File D. 3487.

Made by D.S.I. Widdowson

and Forwarded by D.S.I. Widdowson.

Sir,

The writer of this letter, J. McPartland, has again been interviewed. He informs us that when Bertholl was arrested by the 31st U.S. Infantry P.M. Staff, in illegal possession of duty free cigarettes, Bertholl told them that McPartland had sent him to trade illicit whiskey for the cigarettes. As the result, McPartland's Bar has been put "out of bounds" by the C.C. 31st U.S. Infantry, at the instance of the P.M. McPartland states that owing to lack of trade, he is now being obliged to close his premises. Hence his rancour against Bertholl.

The "New Building" the writer refers to, is No. 225 Nanjing Road, i.e. the new Emporium on the corner of Shantung Road. The office on the 5th floor referred to, is said to be occupied by one, J. J. Ellis, merchant. Bertholl's business was not with the latter, but with Col. Christie who temporarily occupied the office by virtue of the fact that his representative (said to be a Negro) rents desk space in the office. McPartland states that he subsequently discovered that Bertholl advanced the sum of \$500.00 to Christie in respect of some unknown business venture. Christie is said to have headquarters at Tientsin.

The writer will inform us, should he receive further information.

\* Copy of this report  
placed on file 18.0.5462/17  
(Col. Christie)

26/5/32

D.S.I.  
Widdowson.

C.P.

To See:

D.D.O.R.

Tagentine Station Police

26 MAY 1932

Kurt Boen  
D.C. (CRIME)

1. Det. 1. C.  
Information &  
return to D.D.O.R.  
direct.

27/5/32 1932

27/5/32 1932

Ref. P.A.

SHANGHAI MUNICIPAL POLICE  
C. & S. B. REGISTRY

No. Det 3487.

P. F. Avenue, Tuck  
Date 21/5/32.  
10 5 32

To The Chief Commissioner of  
The Shanghai Municipal Police  
Shanghai

Sir:

Some time ago I wrote to you regarding  
the activities of a man named Barthell who resides in  
Avenue Joffre French Concession. I then informed you that he  
was connected with the Arms, Ammunition - Drug traffic, and  
that he was then trading Spirits to the U.S. Troops at the  
Racecourse by night.

Soon after he was arrested by the 3<sup>rd</sup> Bty. of  
M.L's in the New World building, and found in possession  
of Cigars which were duly unpaid and which he had  
obtained from the Soldiers.

for some reason or other he was  
allowed to go without prosecution.

From 3 to 5pm, Barthell  
and the notorious Colonel Christie <sup>1932</sup> from Pekin,  
were closeted together in an office on the 5th floor of  
the New building No 225.

I leave you to draw your  
own conclusions.

I do not as yet know the subject of  
their conversation.

Yours

To bring for Postcard

\* See 5563.

\* See  
S.O. 5462  
re: me Christie

Memorandum.

Confidential.

POLICE FORCE,  
MUNICIPAL COUNCIL,

To D. C. (C. I.) Shanghai, 22. 4. 1932.

Returned with  
thanks.

Sgt.  
P.A.

W. H. F.

SHANGHAI MUNICIPAL POLICE.

SHANGHAI MUNICIPAL POLICE

S. S. B. REGISTRY.

No. 1182  
Bubbling Well Station

Date April 16, 1932

REPORT

Subject (in full) Enquiries re. attached letter.

Made by I.A.S.I. Widdowson and Forwarded by D.S.I. Widdowson.

Sir,

The writer of the attached letter is one, J. McPartland, Scotsman, aged 60 years, who is the proprietor of Mac's Bar, No. 531 Avenue Foch. The Bar which caters mainly to U.S. Marines and members of the 31st, U.S. Infantry, is situated West of Yates Road on the French side. It appears to be respectable, as beer halls go, but is in a block occupied by many similar bars which are practically brothels.

The writer states that he has been in Shanghai for 15 years, and is acquainted with Mr. Coghlan, A.C.P. through being a survivor of the Rhodesian Pioneer Brigade. He states that he met Bertholl Senior through frequenting the Holmes Cafe, Frenchtown. He states that Bertholl apparently had the idea that the writer had money, and tried to interest him in drug smuggling and arms dealing.

Bertholl told him that the drugs came from Italian Non-of-War, but his financial partner, an American Jew, who is part owner of a hotel on Range Road, took too large a share of the profits. For this reason he wished the writer to finance the ventures instead.

The arms, Bertholl stated, were obtained from his landlord, who is a Director of the Arsenal, name not mentioned. The writer never saw Bertholl in possession of any of the said contraband. However Bertholl who is said to be a qualified chemist, is accused by McPartland, of manufacturing spurious liquor which he sells to U.S. troops. He is said to peddle the stuff himself, and frequents the vicinity of the 31st. Infantry Barracks on the Race Course, nightly after dark. In order to promote sales, he is alleged to have stated that he was selling for McPartland, who has a good record amongst these troops. This is most likely the reason why information was supplied to us. McPartland has been Bertholl

A. S. I.  
be open to  
10/4

SHANGHAI MUNICIPAL POLICE.

REPORT

Station, .....

Date 19

Subject (in full) .....

Made by .....

Forwarded by .....

in possession of spurious liquor, which he refused to deal in himself—but the rest of his information is hearsay.

Bertholl is said to reside in a house, in an alleyway at the rear of the Holmes Cafe, on Avenue Joffre near Avenue Dubail. The back door of the Holmes Cafe, faces the front door of the Bertholl's domicile.

McPortland informs us that the only reason he mentioned ~~is~~ Bertholl's son, was to enable us to identify Bertholl Sonier.

*Midweek.*

D.S.T.

*S.D.O. P*  
*Why not warn*  
*as. Deputies.*  
*16/4 STC*

DEPUTY COMMISSIONER  
(CRIME BRANCH)

Memorandum.

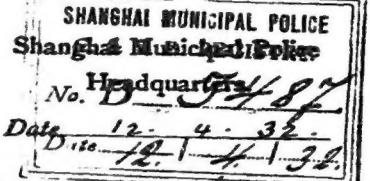
POLICE FORCE,  
MUNICIPAL COUNCIL,

FM. 1  
*Singhal* DDG-B 14. 4 1932

*SECRET & CONFIDENTIAL*

Please send  
some one to see  
the worker. So  
far as A.P.S. Borthak  
is concerned I cannot  
see that the actions  
of his father concern  
him except that  
it is in the interest  
of the force that no  
suspicion rests on  
him.

However treat  
this as confidential  
& let me know who



Breathel senior is well known to the police. He was suspected of trafficking in drugs some years ago. He separated from his wife and children many years ago. His son is a Probationary Sergeant and I believe helps to support his mother who is in Australia. He may also help his father, but if he does it would not appear that the father's activities, if true, are very successful.

D.C. Corse for records after agreeing with  
report of attorney 12/4/35  
W.W. CP

531 Avenue Foch  
11/4/32

To the Commissioner  
514 Police.

Sir.

You have a man on the Force named Berthell or Berthell, of whom I know nothing, except that he provides his father, an Austrian subject, with funds.

Berthell or Berthell son lives in a flat free room, given him by a Chinese connected with the Arsenal.

The room is immediately behind the Holmes Cap in Avenue Foch.

Berthell son is reported to be a dealer in Arms & ammunition, Tobacco and other Drugs and Opium. The Drugs, I am given to understand, he obtains from Italian war ships.

He is at present dealing in Contraband Spirits which he sells to American soldiers quartered at the Race Course. He can be found any evening after dark hovering about the grand stand, his pockets filled with spirits in flasks.

Having the information will be useful  
Yours

Yours  
F. L. Hartman